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## FACSIMILE COVER SHEET

**OFFICIAL**

DATE: AUGUST 5, 2004

NUMBER OF PAGES (INCLUDING  
THIS TRANSMITTAL COVER SHEET): 17

YOUR REFERENCE: 09/755,770

OUR REFERENCE: 205723

TO: MAIL STOP  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

FACSIMILE NUMBER: (703) 872-9306

FROM: RICHARD P. DODSON

DIRECT LINE: (206) 521-5987

In re Application of:

MOORE et al.  
 Application No. 09/755,770  
 Filed: January 5, 2001  
 For: ENHANCING APPLICATION PERFORMANCE IN DYNAMIC NETWORKS

Art Unit: 2121  
 Examiner: Pham, Thomas K.

CERTIFICATE OF TRANSMISSION

I hereby certify that this Transmittal, Amendment A, courtesy copy of IDS & Form 1449, along with a Facsimile Cover Sheet, are being transmitted by facsimile to the United States Patent and Trademark Office in accordance with 37 C.F.R. 1.6(d) on the date shown below:

Date: August 5, 2004

  
Richard P. Dodson

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FORM PTO-1083

## PATENT

Attorney Docket No. 205723

Client Reference No. 150798.01

Date: August 5, 2004

In re Application of: Moore et al.  
 Application No. 09/755,770  
 Filed: January 5, 2001  
 For: Enhancing Application Performance in Dynamic Networks

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a response to an office action in the subject application.

Small entity status is claimed for this application under 37 CFR 1.27.

Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

Other: Courtesy copy of Information Disclosure Statement and Form 1449 filed concurrently, along with cited references, via USPS

Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

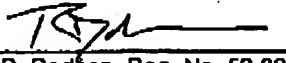
					SMALL ENTITY	OTHER THAN A SMALL ENTITY	
TIME EXTENSION PETITION FEE		none		\$ 0.00		\$ 0.00	
		subtract time extension fee previously paid		(\$ 0.00)		(\$ 0.00)	
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADDT. CLAIM FEE	RATE
TOTAL	21	MINUS	21	=0	x 8=	\$	x 18= \$0.00
INDEPENDENT	2	MINUS	3	=0	x 43=	\$	x 86= \$0.00
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE CLAIM					+ 145=	\$	+ 290= \$
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					TOTAL	\$	TOTAL \$0.00

The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.

Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,  
 LEYDIG, VOIT & MAYER, LTD.

By   
 Richard P. Dodson, Reg. No. 52,824

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Amendment or ROA Transmittal (Revised 10/1/03)

**PATENT**Attorney Docket No. 205723  
Client Reference No. 150798.01**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

MOORE et al.

Application No. 09/755,770

Art Unit: 2121

Filed: January 5, 2001

Examiner: Pham, Thomas K.

For: ENHANCING APPLICATION PERFORMANCE IN DYNAMIC NETWORKS

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AUG - 5 2004

**OFFICIAL****AMENDMENT A**Commissioner for Patents  
Alexandria, VA 22313

Dear Sir:

In response to the Office action mailed May 5, 2004, please enter the following amendments and consider the following remarks.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10**

I hereby certify that this Response to Office Action and all accompanying documents are being deposited with the United States Postal Service on August 5, 2004, in an envelope as "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. § 1.10, Mailing Label Number \_\_\_\_\_, addressed to: Mail Stop \_\_\_\_\_, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name (Print/Type)			
Signature		Date	August 5, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 C.F.R. § 1.8**I hereby certify that this Response to Office Action and all accompanying documents are, on the date indicated below,  being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop \_\_\_\_\_, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or  being facsimile transmitted to the U.S. Patent and Trademark Office, Attention: Examiner Thomas K. Pham, Art Unit 221, Facsimile Number (703) 872-9306.

Name (Print/Type)	Richard P. Dodson		
Signature		Date	August 5, 2004